

### **REMARKS**

This paper responds to the Office Action mailed on August 18, 2006.

Claims 1, 2, 5-8, and 12 are amended. Claims 1-56 remain pending in this application.

The Office Action on page 2 indicates that claim 3 is rejected. The Office Action on page 4, however, indicates that claim 3 is allowable. Applicant believes a typographical error was made on page 2 in rejecting claim 3 because claim 3 depends from the allowable claim 2. Applicant agrees with the indication on page 4 that claim 3 is allowable. Thus, in this amendment and response, Applicant treats the rejected claims are only claims 1, 4 and 7.

#### **§102 Rejection of the Claims**

Claims 1, 4 and 7 were rejected under 35 U.S.C. § 102(e) for anticipation by Fujisawa et al. (U.S. Publication No. 2003/0198084).

Applicant respectfully traverses for at least the reasons presented below.

Applicant does not admit that Fujisawa et al. is prior art with respect to claims 1, 4, and 7 of the present application. Therefore, Applicant believes that claims 1, 4, and 7 are not anticipated by Fujisawa et al. However, to move the prosecution of the application forward, Applicant amends claims 1 and 7 and submits the following.

Regarding claim 1, Applicant believes that claim 1 is not anticipated by Fujisawa et al. because Applicant is unable to find in Fujisawa et al. everything recited in claim 1. For example, Applicant is unable to find in Fujisawa et al. "a conditioning data storage unit for storing conditioning data, wherein the conditioning data is different from the memory data transferred to and from the memory array". Accordingly, Applicant requests reconsideration, withdrawal of the rejection, and allowance of claim 1. Dependent claim 4 depends from claim 1 and recites the things of claim 1. Thus, Applicant believes that claim 4 is not anticipated by Fujisawa et al. for at least the reasons presented above regarding claim 1, plus the additional things recited in claim 4. Accordingly, Applicant requests reconsideration, withdrawal of the rejection, and allowance of claim 4.

Regarding claim 7, Applicant believes that claim 7 is not anticipated by Fujisawa et al. because Applicant is unable to find in Fujisawa et al. everything recited in claim 7. For example, Applicant is unable to find in Fujisawa et al. "a conditioning data storage unit for storing

conditioning data, wherein the conditioning data is different from the memory data transferred to and from the memory array”. Accordingly, Applicant requests reconsideration, withdrawal of the rejection, and allowance of claim 7.

*Allowable Subject Matter*

Claims 2-3, 5-6 and 8-13 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 2, 5, 6, 8, and 12 are rewritten in independent form. The rewriting does not alter the scope of claims 2, 5, 6, 8, and 12. Thus, claims 2, 5, 6, 8, and 12 and their depend claims 3, 9-11, and 13 are now in condition for allowance.

Claims 14-56 were allowed.

Applicant acknowledges the allowance of claims 14-56.

**CONCLUSION**

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 373-6969 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

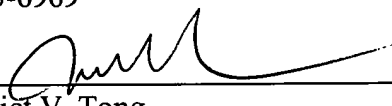
Respectfully submitted,

EBRAHIM H HARGAN

By his Representatives,

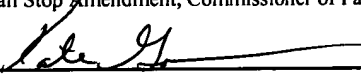
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 373-6969

Date 11-16-06

By   
Viet V. Tong  
Reg. No. 45,416

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 16 day of November 2006.

KATE GANON  
Name

  
Signature